The Lemon Grove REVIEW

IN THIS ISSUE

Vol. 49, No. 85 **Serving Lemon Grove and nearby communities** **Thursday, July 3, 1997 25¢**

'WE DON'T SUBMIT TO JURISDICTION'

SOVEREIGNTY IN EAST COUNTY

BY JOE NAIMAN

A man in a flowing, blue robe walked into an El Cajon courtroom last month and declared himself God. The county had cited him and 15 - 20 of his followers for living in trailers and tents in Dulzura without proper sanitation or permits.

PrAEsAEntAEum — as he has given his name to authorities — apparently does not believe he is subject to human laws. After all, he says he created the world in the first place.

"They call it being in God's jurisdiction and they are in the court of love," said Laura Akers, the deputy district attorney assigned to the case. "I don't know how much their movement has to do with religion or if they just don't want to follow laws."

The group's refusal to pay taxes and its religious orientation brings to mind the Montana Freemen or the Branch Davidians, names in a growing litany of "patriots" and "sovereigns" rejecting allegiance to federal government and calling for a new American Revolution.

PrAEsAEntAEum's group filed a 15-page document of discovery requests, spoke about fringed flags versus non-fringed flags (most sovereigns claim a fringed flag means that a court is under admiralty law, whereas a non-fringed flag places a court under common law), and returned the court's discovery requests (sent to General Delivery in Dulzura) with "not commercial nor bankrupt" written on them.

"Their favorite phrase is 'we don't submit to jurisdiction,' " noted Akers.

She added that prAEsAEntAEum's group uses neither a state republic flag or traditional American flag, but a computer-generated rainbow-colored American flag with flowers instead of stars.

For years sovereigns have stated that they are not subject to taxes. Some sovereigns say they aren't subject to the U.S. Constitution. Most claim laws passed for the United States do not apply.

The concept of sovereignty is as old as the American Revolution, but members of the so-called "patriot movement" have given it many spins. Patriot groups have asserted "sovereign citizenship" and claimed that they are not subject to income taxes. Indian reservations have proclaimed themselves sovereign and taken on new enterprises which would be impossible for those without such sovereignty.

"Sovereigns believe in the absolute right of the people to conduct and govern their own affairs," said Tom Kabis, a founder of the Jural Society. "They believe in the absoluteness of the Constitution."

Kabis' opinions might not be those of all self-proclaimed sovereigns. The Jural Society, which was based in Fletcher Hills, folded upon itself due to differing opinions.

Kabis says since the Constitution is the basis for all government, the Supreme Court cannot interpret the Constitution, only the laws passed by Congress pursuant to the Constitution. Thus sovereigns are not outside the law, but within the law — it is the government which is outside the law.

Kabis made this point when asked whether sovereigns believe in the legitimacy of the government. "If the government's run lawfully, they do believe in it," he said. "But they do not believe in a government gone rampant with its power."

Kabis' associate, David Steinmetz (who designed and maintained the Jural Society's home page on the World Wide Web), goes so far as to argue that sovereigns are not subject to the Constitution.

"Sovereigns are not subject to the Constitution," Steinmetz said. "Sovereigns wrote the Constitution to constitute our subject, government."

The Constitution contains certain protections from mob rule, noted Steinmetz. He said that sovereigns are bound by "common law," law and order based on Judeo-Christian beliefs. The world "jural," noted Steinmetz, is an old term of law meaning "natural."

Originally, local society had jurisdiction to enforce these God-given rights and responsibilities.

"Common law is all based on traditional reverence for the Ten Commandments," said Steinmetz. "The whole concept of jurisprudence, etc., comes from jural, and jural means what occurs naturally."

Thus sovereignty means that rights come from God and not a government. The Magna Carta, for instance, codified a common law, and acknowledged that rights were given by God. It also claimed that God made government sovereign.

Under American common law, the people were sovereign and government was a *subject* of the people.

"The sovereignty of the individual is really what makes America different from any other country," stated Steinmetz, who cited a phrase from the 1792 Supreme Court decision *Chisholm v. Georgia*, in which Justice John Jay wrote that sovereignty devolved upon the people.

"The patriot movement is all about us reclaiming what is our rightful status of law," he said. "It's a reclaiming of the perspective of individual sovereignty and that sovereignty is co-equal."

The patriot movement views American history as a slow process of stealing the rights of sovereign individuals and giving them to a burgeoning federal government.

For instance, the 14th Amendment, ratified in 1868, invented federal citizenship (Some patriots call this the 15th Amendment, believing that the ill-fated 13th Amendment of 1819, prohibiting titles of nobility, actually passed and was later suppressed). Prior to this amendment, Americans were simply citizens of the various states, sovereigns say.

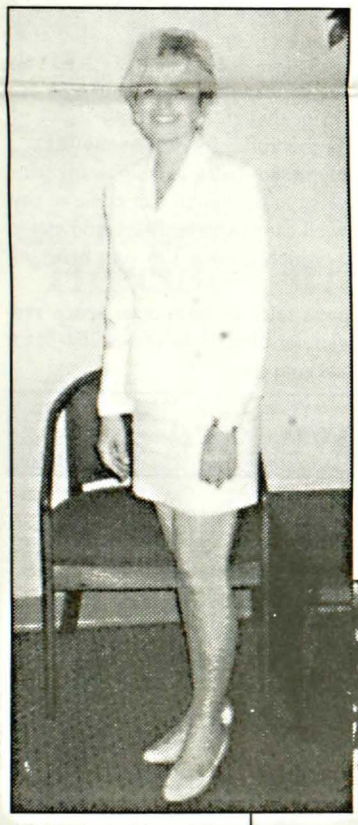
The 14th Amendment, entitled "Citizenship, Representation, and Payment of Public Debt," gave the privilege of citizenship to ex-slaves and immigrants. Sovereigns say it also created a corporate entity called the "United States" — with a capital "u."

It would just be a matter of time before this federal government made sovereign citizens its subjects, not the other way around.

Kabis of the Jural Society said this 14th Amendment never really passed, because many of the Southern states which ratified it were run by military governments, which also selected the Representatives to Congress.

"The delegates were not representatives

Continued on Page 4



BARONA
ENTERING THE
SOVEREIGN NATION OF BARONA
•WATCH FOR RANGE CATTLE
•STAY ON MAIN ROAD •NO HUNTING OR FISHING
•ALL VISITORS MUST CHECK IN AT THE TRIBAL OFFICE

Deputy District Attorney Laura Akers is prosecuting a man who claims to be God. Like the Barona Indians, prAEsAEntAEum considers himself sovereign. *Photos by Joe Naiman*

Treganza reinstalled

Dr. Amorita Treganza (left) is reinstalled as president of the Lemon Grove Historical Society by Mayor Mary Sessom.

Photo by Cheryl Cohen

Letter to the Editor

Response to 'Mary had a little scam'

You started it, sir
You like it to rhyme?
No matter if the burr
You set is out of line.
Caltrans is following the lead
Of Little Darlins - same speed
The plot of land on which they rest
(and I say the above in jest)
is no longer in the way
Like it was yesterday!
Route 125 has been rearranged
Lemon Grove can only watch the change
When you point fingers
Be sure they linger
On the most influential
of California's big movers
From south to north and back again
This recent caper is one more sign
Caltrans can do anything, anytime.

LOIS HEISERMAN
Lemon Grove

Obituary

Eleanor L. Banister

Eleanor L. Banister, 72, passed away June 27, 1997. She was born the daughter of Edwin and Amelia Sechrist on Sept. 24, 1924, in San Diego and was a longtime Lemon Grove resident.

Mrs. Banister graduated from Hoover High School in 1942. She worked as a grocery clerk, retired in 1979 and spent her remaining good retirement years in East Texas with loving husband, Shorty Banister.

She is survived by her sister, Joanne Bean; a son, Jim Banister; two daughters, Joyce Chaney and Judy Duggie; five grandchildren and three great-grandchildren.

Mrs. Banister will always be cherished for her loving devotion of family and many friends. A memorial service will be held July 5 at Callaway-Allee Funeral Home in Crockett, Texas. The family suggests donations may be sent in her memory to: Hospice in the Pines, 116 South Raguet, Lufkin, Texas. 75901

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WEATHER

The following information was provided by the National Weather Service.

		High	Low
June	25	75	62
June	26	77	62
June	27	76	62
June	28	80	63
June	29	80	59
June	30	79	62
July	1	88	58

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Lemon Grove Almanac

1994 Population:	**25,100**
Incorporated:	**1977**
Area:	**3.75 sq. mi.**
Median income:	**$34,399**
1996-97 city budget:	**$26.3 million**
1996 taxable sales:	**$265 million**
Mayor:	**Mary Teresa Sessom**
Council:	**Thomas Clabby**
	Craig Lake
	Dwight Shelley
	Jeff Jandura
City Manager:	**Doug Yount**
Planning Director:	**Jim Butler**
City Attorney:	**Gloria McLean**
City Clerk:	**Christine Taub**
Sheriff's Capt.:	**Yolanda Collins**
Fire Chief:	**Dale Chamberlain**

Congressional district:
52nd - Duncan Hunter
State Senate district:
40th - Steve Peace
State Assembly district:
77th - Steve Baldwin
Supervisorial district:
2nd - Dianne Jacob

Lemon Twist

by Cheryl Cohen

Feel those winds of change blowin' thru town? Tyler's has opened, and is already busier than a one-armed fugitive-chaser. Del Taco must have replaced its roof tiles a dozen times by now, as long as they've been workin' up on top of that building, but they'll be open soon. We're gettin' a new "entering Lemon Grove" sign, have new medians and **Dick Hennis** even has a new flashlight. What does it all mean? You'll have to ask **Bob Burns** or someone with reason. I can only guess. But, can I predict the future? You bet I can! They don't call me Mme. Zoobah for nothin', ya know. (insert dreamy/spooky music here)

San Diego's city manager, Jack McGrory will leave for a very long shopping trip to the Price Club. **Doug Yount** will take his job and **Jack Moore** will take over the management of Lemon Grove. I see...huge McDonald's arches ... no ... bridges! I see bridges spanning every road, wheelchair ramps to every stage and bus stops every 10 feet along Broadway. There'll be a new convention center topped with otherwise unsaleable canopies and tarps. We'll have a Capital building ... no ... wait. It's a Capital Improvements Building, with stairways going to doors that lead nowhere, just like the Winchester house, and plumbing that'd make a Watergate burglar sigh.

Taking a cue from the Supreme Court, former city parents **Lois Heiserman** and Bob Burns will kick off their own X-rated website with live "Stripping Seniors," and Lemon Grove's main computer nerd will make millions in internet navigating and filtering software installations from the city, alternatively. For more, you'll have to cross my palm with an offering or a sailor or two.

As for the present, it's almost as much fun! On Sunday night, Dirk's Horseshoe Lounge is hosting a Karaoke Star Search, sponsored by Pioneer/Shure/Telex/Asahi Beer. It's what they're calling a full-scale marketing assault, but you'll have to come and see if it's going to be any kinda assault on the ear. I've been invited to point and laugh. I mean to be on the judges panel. According to Dirk, the winners of Sunday's competition get to go on to the state finals, and, from there, to Nashville, where they could win $10,000! C'mon down and be a part of the fun. And, try to sneak me some earplugs, willya?

Here's some economic prosperity for you: The East County Economic Development Council (ECEDC) just received $47,000 from hotel-motel taxes, yet bus and trolley users will now have to pay another 25 cents to get to the endless streams of 99¢ stores popping up all over the place. Let's just save some time here, and rent out all available and future retail space in Lemon Grove to 99¢ operations.

We could have a 99¢ Starbucks, and then Baskin Robbins could expand with a 99¢ sundae store. There could be a 99¢ Pizza Hut, and, after that, we'd need a 99¢ gym. Just before going home, we could all chill out in a CinemaStar 99¢ theater (If they don't end up in STA III, they're still building in Tijuana, even though they've opted out of Guadalajara, which is a bit far to take the trolley for dessert anyway).

I'd patronize all of them, probably in that order, as long as my panhandling luck stayed strong. If all else fails, you all can come to my neighborhood, where there's a Roswell Street nearby. We could call it the 99¢ toll-road to another planet, which is what I'm sure many of you consider Emerald Hills anyway.

Send all your abduction tales, press releases from outer space and karaoke horror stories to *The Review*, or directly to me at 264-3153 (msg), 264-4180 (fax), or cirious@cts.com (Internet).

Lemon Grove Fire Log

June 13, 1997-June 19, 1997

3400 blk. Washington Ave. Possible heart.
3000 blk. Lemon Grove Ave. Chest pains.
8200 blk. Panchoy Ln. Seizure.
3200 blk. Harris St. Seizure.
2600 blk. Glebe Rd. Medical aid.
Skyline Dr./Mt. Vernon St. Traffic accident.
7300 blk. Canton Dr. Traffic accident.
2000 blk. Skyline Dr. Difficulty breathing.
3600 blk. Hilltop Dr. Evaluate for the Sheriff.
6900 blk. San Miguel Ave. Seizure.
8000 blk. Broadway. Fall.
8100 blk. Lemon Grove Way. Allergic reaction.
7700 blk. Danielle Dr. Alarms ringing-residential.
2500 blk. Glebe Rd. Person down.
Hwy 94 WB/Grove St. Vehicle accident freeway.
8100 blk. Palm St. Possible heart.

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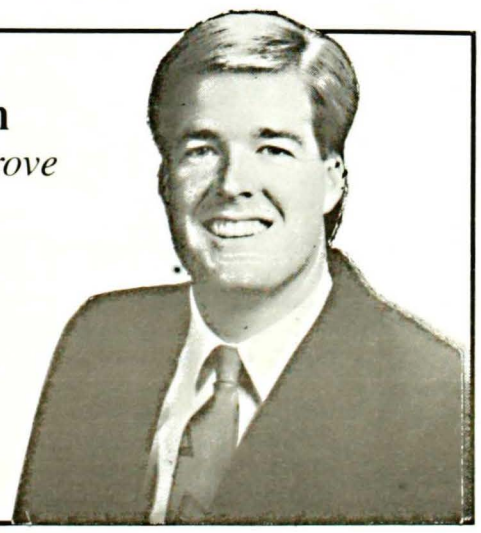

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PG Perspectives

The X Games

by Phillip Giannangeli

Oh, the agony of da feet. And da knees. And da elbows, nose, chin, hip, back, and many other areas on the body of an X Game competitor. I cringe and cover various parts of my anatomy just thinking about some of the events in these X Games. You see, I'm not a "Hey, Dude, that's rad!" kind of guy. I'm more of a "You're going to do what blindfolded with that pogo stick attached to your skateboard at ten thousand feet over San Diego Bay? Are you crazy or what?"

I guess what I'm saying is that I'm not young, adventuresome, foolish, dumb, devil-may-care, certifiable, or nearly brain dead enough for these Games. I offer those qualifiers knowing full well that at least one of the recent competitors in the Games was someone who would not qualify as stupid or some of those other negatives. Idiotic perhaps, but certainly not stupid.

This participant in the Games was, and I assume will continue to be, an orthopedic surgeon. He was not only a competitor in the Games, he was an early victim as well. How ironic that he became a casualty in his own speciality area. He broke his leg in the street luge. Apparently he was traveling full speed down the curving hill-side street (on his back on the oversized skateboard they use for this event) when he made a miscalculation and crashed into the protective embankments along side the street. I believe the real miscalculation, however, occurred long before the crash: about the time he decided it would be fun to go way too fast down a steep hill on his back on a skateboard. But hey, that's my "Have you gone completely insane?" take on this kind of activity.

The X in these X games stands for extreme. I might have chosen a different letter to characterize them. Say the I Games (for Idiotic) or the S Games (Stupid fits the bill) or the D Games (could anything be more dumb?). I guess that's why no one called me to promote the games.

My other riding concern, however, is not with the games per se: people throughout the ages have found ingenious ways to maim themselves. My fear is with the concept behind such extreme behaviors. I'm apprehensive that the idea of doing things in the most extreme way imaginable might catch on in other areas of our lives.

How about, for example, Extreme Shopping? Say a popular department store decides to conduct the X Shopping Spree. The idea would be to select popular items from each department, reduce their prices to ridiculous lows, hide them throughout the store, and then open the doors for the X Shopping Spree. There would be no rules of civility for the contestants nor would there be any gender compensation allowed. It would be just like regular shopping only a little more extreme.

Men participating in the events would do so at their own peril and would have to sign release-from-harm forms. Imagine the carnage. The mayhem that resulted from this competition would probably require first aid stations to be set up on gift wrapping counters. When X SS ended, psychiatric intervention teams would be in place for those who might need them.

If X S S Games seem like life imitating art or something, how about X Games that would involve extreme displays of affection in public? These games could be designated the triple X Games. They shouldn't be too hard to organize as many couples seem to be already practicing for some of the events. The now-you-see-it-now-you-don't-grope could be the first official event. There's a couple down at Parkway Plaza who I think would have a good shot at taking the gold in that one. Other events such as beach blanket bumping and college coed cajoling might also be set up. A rating system for the audience would have to be developed too. You know, ratings such as What's Permissible At the Mall (PG), Living Room Antics (PG 13), Not In My Backyard You Don't (R), and so on up to Don't You Kids Try This, Adult (X).

A friend suggested games based on intelligence, or the lack thereof. He called them The Extreme Stupidity Games. The trouble is I know a man named Dennis who would win any competition hands down. Every event. I don't think there's anyone around who could even come close to out-stupiding him. Why, the man's got a death grip on the Lake Wobegon Stupid-In-Every Category Trophy. So much for that idea.

Extremes seem to satisfy a need in many people. Perhaps you have an idea for some kind of extreme activity or competition. Let Forum Publications know. They might even sponsor The Forum X Games. Wouldn't that be rad, Dude?

Commentary

Independence Day 1997

by Paul Treske

It is most ironic and a little sad that, as we once again celebrate the birth of our nation, another part of the earth that has long enjoyed a free and open society, slips irrevocably under the shadow of totalitarianism. As you read this, perhaps planning for a weekend of food, fun and fireworks, the Chinese Army, secret police and hard-eyed commissars are beginning the process of removing certain civil liberties and privileges in the former Crown Colony of Hong Kong.

I have seldom, on previous Independence Days, felt as strongly the need to delineate what is good and right about our country. In the past, I have tended to view this day under the gloomy mantle of what is wrong here in the United States, not without reason, to be sure. There is much here to agonize the observant. Racism and the dark side of ethnic differences continue to haunt us. Our education system continues to struggle with its many failures in trying to help Johnny learn to read, write and think. Politics as usual often paralyzes government at all levels to the detriment of citizens.

But within these deep and seemingly unsolvable problems, frequent shining examples of us, as we'd like to be, rise like the proverbial phoenix. The recent rash of synagogue desecrations by young or veteran neo-fascists has given rise to whole communities, Jew and Christian alike, rallying to clean up the filth together in wondrous shows of love and humanity.

School systems are bedeviled by uncertainty and barrages of criticism, but within them dedicated individual teachers continue to rise to magnificent heights in inspiring children, aided by an atmosphere of freedom of thought and inquiry.

Through the smoke and ruin created by lunatic bomb throwers, whole cities rise to a singleness of purpose and a sense of the sacred value of community to promise a better future.

In bumbling and often chaotic efforts, our people are trying to regulate the easy availability of handguns, knowing in our hearts that more of them in circulation will surely mean more murders and accidental deaths.

We continue to work toward a totally equal playing field for women; try to face up to the true dangers of tobacco smoke, and, despite the fulminations of the paranoid right, enjoy a freedom of growth, movement, speech, assembly and artistic expression envied by the rest of the world.

In days to come, the citizens of Hong Kong will find all of the above-noted freedoms in increasingly short supply. There will be opposition leaders arrested, group protests ruthlessly squelched and movement in and out of the City increasingly disrupted. And they will have no recourse whatsoever for these punitive actions.

We, here in the U.S., have our own multitude of problems, but, overwhelmingly, we retain these precious freedoms. Let us treasure them and enjoy them and, when necessary, zealously defend them.

Happy Birthday America!

Reel Thoughts

'Hercules' strengths outweigh weaknesses

by Betty Jo Tucker

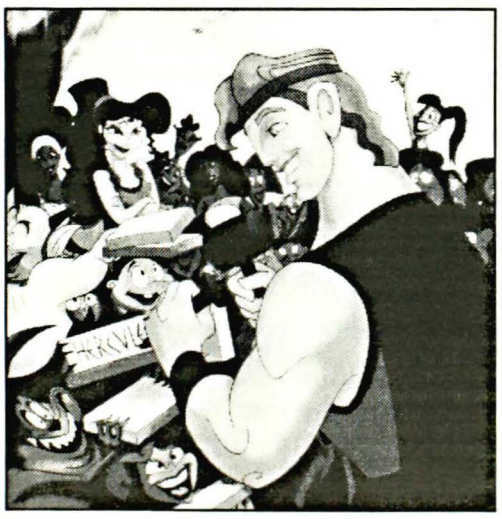
What makes a hero? Walt Disney Pictures' 35th full-length animated feature, "Hercules," tries to answer this age-old question. Taking considerable liberties with Greek mythology, Disney animators have created a humorous, warm-hearted main character-a young man who starts out as a misfit and ends up a true hero.

Not realizing that his real father and mother are the gods Zeus and Hera, a teenage Hercules struggles with the problems that come with his overwhelming physical strength. Even more than most adolescents, he wonders about where he really belongs and what his mission in life might be. (How refreshing to see important concepts like these developed in a cartoon feature!)

In the course of finding his destiny, Hercules battles one of Disney's hottest villains, a scheming monster called Hades who rules the Underworld and plans a hostile takeover of Olympus, the home of the gods. Oscar nominee James Woods provides the voice for Hades, and I can't imagine anyone doing it any better. He's terrific!

Other memorable characters encountered by Hercules on his road to heroism include Pegasus, the flying horse; Megara, a femme fatale with a heart of gold; and Phil, a cynical satyr who agrees to train Hercules in the "hero game." In addition to exploring what it means to be a hero, this new Disney film pokes fun at marketing techniques and at the cult of celebrity. Scenes depicting all sorts of Hercules merchandise such as sandals, cups, vases, and action figures come across as very modern and highly amusing.

So far, so good. But what happened to the wonderful music and detailed animation we have come to expect in Disney projects? With the exception of those delightful gospel-singing Muses (goddesses of the arts), the movie lacks any musical magic. And the big, bold drawing style used in "Hercules" fails to please the eye.



The town of Thebes turns out to welcome their newest hero in Walt Disney Pictures' 35th full-length animated feature,"Hercules."

Still, most kids will probably love this movie. Should they see it? Definitely! In spite of its incorrect Greek mythology (for example, Hera was not Hercules' real mother), Disney's "Hercules" teaches us that being famous is not the same as being a hero and that the strength of your heart is more important than physical strength.

Oops!

We inadvertently left off the name of the author of last week's commentary, "If I Could Respond to the News of the Day."

It was Greg Eichelberger.

Letters to the Editor

Money talks

In one of the most blatant cowtowing to the oil companies of all times, the California Senate defeated Senator Peace' bill to stop the continuing ripoff of San Diegans at the gas pump. We have been paying an average of 15 cents-a-gallon more than Los Angeles. This is a massive ripoff.

The vote on the floor of the Senate was 13 for and 18 against. Obviously this was a bi-partisan effort, since the Democrats control the Senate, and some had to vote with Republicans. Nine Senators ducked. They did not vote.

How can we explain this cowtowing? Campaign contributions must have had something to do with it. Some didn't want to lose the contributions while others didn't want to face massive support by the oil companies for their opponent in the next election.

We must take the money out of campaigns. The legislative process is being perverted by massive campaign contributions. However, even this is not enough. Our government; our economy, our health are all hostage to the propaganda foisted on us by what Roosevelt used to call the "Economic Royalists." We must find an effective way of countering their poison.

Every consumer should be a member of some legitimate consumer organization so we can be informed about the shenanigans of big money.

JOE STERN
San Diego

Flinn got a bum deal, Mr. T

Mr. Treske, makes one interesting assertion and one interesting omission in his commentary ["Eyes right ... into the bedroom," June 19 issue]:

The assertion is that Flinn "used poor judgment ... with a married sleazoid;" but she herself said that he was separated and going to get a divorce. So he was not, to her, a sleazeball, only to Mr. Treske warped mind?

He doesn't tell his readers that Ralston, whom Mr. T feels, apparently, should have been left off the hook so he could serve our country further, drummed another officer out of the military for the same offense!

True, she made some bad judgments, like lying, but not the one Mr. T would assert. She got a bum deal, no doubt in my mind, on the part of the stupid actions of the men above her.

F. GENE GINGERICH
Lakeside

SOVEREIGNTY

Continued from Page 1

of the people," he said. "They were military puppets. That was a total fraud and phony vote of a total fraud and phony Congress."

Kabis said the 14th Amendment set up two competing jurisdictions: the country known since the Revolution as the united States of America (with a lowercase "u") governed by common law, and the new "United States," governed by "admiralty" or "contract" law.

Government got into the business of regulating people. Kabis said originally, laws pertaining to the United States only applied to the District of Columbia, the territories and federal installations.

The state followed suit, Kabis said, citing the common-law 1849 constitution of the California Republic and the corporate 1879 constitution of the State of California.

"The State of California is not the California Republic," he said. "If you look at the constitution when it's handed out to you and you look through it, they abolished the common law in the State of California. If you look at the foundation and basis for that constitution, you'll see something totally different."

According to Kabis, the 1879 state constitution (including the 13th amendment abolishing common law) applies to corporations. It is the 1849 constitution that applies to sovereign individuals.

"Therein is the common law, and that's where sovereign citizens operate, within the common law," he said. "Corporations can't act under a constitution. They have to act under a corporate charter."

Not all self-proclaimed sovereigns cite English common law or the Bible as the basis for self-government based on historical culture. In April, the Barona Indian Reservation placed signs welcoming visitors to their sovereign nation.

"It's to remind people of our position and what's going on with people trying to tell us what to do," said Larry Banegas, who organized a multi-nation sovereignty conference at the reservation last year.

"Basically sovereignty for us is we were here first, we had a society and it was complete. It maybe had its problems, but for many centuries we lived that way. Now we have a foreign government that has come into the area and they're telling us we've got to go by their rules."

The Barona Indian Reservation is exempt from state sales tax, and residents who work on the reservation pay no state income tax. At the gas station and convenience store by the casino, California Redemption Value is added to the price of soda pop, but the store's "A" health standard rating comes from the Southern Indian Health Council and not the county of San Diego.

Officially an Indian reservation is federal trust, the same status as a military base, and thus state taxes are not paid. The Lummi Nation in Bellingham, Wash., has protested the payment of federal taxes and has won in court. Some tribes in the state of Washington have won court battles preventing the state from garnishing wages of casino workers for child support.

According to the Sycuan July 1996 newsletter, the San Miguel Indians cooperate with San Bernardino County officials but with the remark that sovereignty rights don't create a haven for deadbeat parents.

Indians were made United States citizens in 1924.

"We didn't ask to be citizens; they made us citizens," Banegas said, noting that the federal government was able to collect income taxes and conscript Indian men for military service under citizenship.

To some, Indian sovereignty gives reservations approximately the same power as a state, although some believe that Indian sovereignty gives the reservation the same power as a foreign government with whom the U.S. government makes a treaty.

Thus Indian sovereignty recognizes the U.S. and state governments but does not necessarily place reservations under control of such governments.

"If we have a good relationship government-to-government, that's okay," said Banegas.

"Sovereignty is the right to govern ourselves and our cultures and traditions and to make decisions and lead our own way of life, our own way of government based on custom and traditions that have been here based on many generations," he said.

Tom Kabis of the Jural Society doesn't believe prAEsAEntAEum is God, but the prosecution of the Dulzura squatters for violating a government ordinance makes him think of Voltaire's remark that he would defend to the death another's right to do what he himself disapproved.

"I don't know the man, but I will go to his aid because his sovereign rights are being usurped," said Kabis. "That's what sovereignty is all about."

Ironically it was Kabis' time in the Air Force which created his view that the Constitution is not being followed.

"It wasn't that Vietnam changed me," said Kabis, who spent five tours of duty in Vietnam. "It was that the nation changed while I was gone."

While government powers expanded gradually between 1968 and 1973 for those in the country, Kabis experienced the cumulative change all at once upon his return.

"I came back to a totally different United States. I came back to a police state," he said. "My country's never been the same since."

Kabis believes that sovereigns would fight for the United States to defend lawfulness.

"Many of these people are ex-military people, people who have already sworn an oath of allegiance to the united States of America," he said. "Not the United States."

Damage reimbursement policy could be flushed

by Cheryl Cohen

They never wait for a convenient time. At the oddest moments, tree roots seem to have mysterious nocturnal growth spurts that clog city sewer pipes, which back up into homes.

It happened at Gerald Kaye's rental property last December, and in April, he filed a claim with the Lemon Grove Sanitation District in the amount of $6,275.15 for flooding damages and related costs.

A drain cleaning service found roots in the city's sewer line. Kaye called the city's emergency service, and they were observed "jetting out" numerous roots from the line with a high-powered water stream.

The charges involved included the original "rooter" service bill, flood response cleanup services, tenant motel bill, and other substantial damage and replacement costs.

An investigation by city staff showed that Kaye's lateral line was clear, but the city's mainline was blocked by a root cluster. Assistant City Manager Bob Richardson requested board approval for the amount to be paid from the Claims Paid Account of the district's operating budget.

It was a part of the district's June 17 consent agenda, usually just voted through without incident.

This time it wasn't so simple. The item was pulled for discussion.

Mayor Mary Sessom and Councilman Jeff Jandura excused themselves from the discussion, as Sessom has known Kaye for many years, and Jandura works for a firm that does business with Kaye.

Citizen-activist Jack Moore came forward to ask under what authority the city would reimburse a citizen for a sewer backup and damage to private property. Immediately, City Attorney Gloria McLean said that council should discuss the matter in closed session.

Moore disagreed.

"I'm just asking for the theory ... where's the negligence?" he asked. "Taking the money out of the sanitation district's funds is like saying that I'm liable or the negligent party."

He stated that closed session or not, he would like the answer to his question from council at some point.

Councilman Tom Clabby supports the staff recommendation and feels that reimbursement is the right thing to do.

"You're a property owner, don't you feel a shared responsibility?" he asked Moore.

Moore stated that aside from whether or not it could happen to him, he challenged the legal theory, and said that sometimes, there is no negligence on the part of anyone.

Moore has some experience in this very issue. In Nov. 1991, he wrote an article for *Condo Management*, entitled, "Who pays for water damage?" In it, he says he sees no conflict in paying insurance deductibles as a landlord, because the carpeting, ceilings, cabinets and paint belong to him.

"However, in the condominium business there is some confusion as to whom the interior belongs, when it comes to paying the deductible."

He goes on to say that paying for it out of a general assessment is akin to saying, "I don't want to pay for my damage, but I want to pay for everyone else's."

Moore makes parallels in reimbursement situations involving condo associations to cities reimbursing homeowners for "common areas," or sewer pipes that feed into the homeowner's laterals. He contends that reimbursements from the city would, in effect, be the same as insuring the homeowner with no deductible.

The council continued the closed session on this matter until their July 15 meeting.

Hear Ye, Readers!

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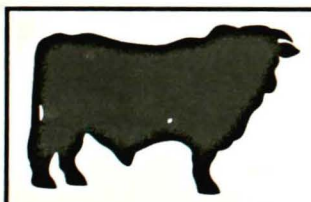

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B Words

by Bob Burns

Granting conditional amnesty works

Setbacks, carports, no building permits, and illegal structures. Maybe it is time to reconsider an idea that I had a few years ago, that was rejected by a previous council. The granting of a conditional amnesty, for a given period of time, has worked in other cities. As in Lemon Grove, there are many cities that inherited (grandfathered, if you will) many situations that were brought about when laws were lax or even non-existent. Our town is certainly no different. There are many illegal entities that were produced before we incorporated.

The idea is simply to designate a time frame whereby a person could be relieved of the stigma of illegality by reasonably complying with health and safety code violations. There can be no flexibility in the requirements to correct violations that endanger life. However, there are other violations such as setbacks, and positioning of buildings by minor amounts, that really do no harm. A few feet short of space requirements, or the simple fact that something was done without a permit way back when, should be allowed to be made legal. By arbitrarily requiring something to be torn down, for minor violations, is not fair nor sensible.

There are lots of these violations, both major and minor, that have already been documented. Many, many others have not, for fear of drastic consequences. My thought was to give those who are known an opportunity to become safe and legal. The others may well be happy to apply for the amnesty, and comply. The real value is that the dangerous situations become corrected, and legal clouds that affect bank loans, ownership transfers, etc. be lifted.

I know of units of low cost housing, that are perfectly safe, but cannot be rented because of minor violations. I would like to think that there would be many similar situations that could be corrected with an amnesty program. Let us say that for the next two years, amnesty could be applied for, and some reasonable, common sense decisions made to everyone's benefit. If reasonable compliance is impossible, then we would be actually where we are now. As the give and take of making compliance determinations, and cooperative owners aided in the process, these entities could be off the violation rolls.

Of course, safeguards would have to be devised to prevent further illegal construction during the period, and could be dealt harshly with. The time period and stipulations of the amnesty would have to be well publicized and enforced. I know that there would be a major increase in code enforcements workload, but things would be accomplished and done with. It seems to me that if the public were to be given such an opportunity, they would respond, and with some flexibility on the city's part, the quagmire that exists today, averted.

Everyone is either frustrated or upset with the current code enforcement situation. Could amnesty not be a reasonable solution!

Community Notes

Christian women luncheon set

The Grossmont Christian Women's Club will hold a luncheon meeting, "Star, Stripes and Picnics" from 11:15 a.m. - 1:15 p.m. on July 10 at the La Mesa Women's Club, 5220 Wilson St. The cost is $9.50

The program will feature speaker Shirley Peters and her topic, "Positive Thoughts."

Reservations may be made through tomorrow by calling Hazel at 562-9478 or Gerry at 449-6350.

'Driving Miss Daisy' opens

The Lamplighters Community Theatre will present "Driving Miss Daisy" by Alfred Uhry, opening July 11 at the Theatre, 8053 University Ave. in La Mesa.

The show will run from July 11 - Aug. 10. Friday and Saturday performances begin at 8 p.m. Sunday matinees will begin at 2 p.m. Tickets are $10 for adults, $8 for senior citizen, students and active military. For reservations, call 464-4598.

Worship Directory

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PUBLIC NOTICES

NOTICE YOU ARE IN DEFAULT UNDER A DEED OF TRUST DATED 12/20/90. UNLESS YOU TAKE ACTION TO PROTECT YOUR PROPERTY, IT MAY BE SOLD AT PUBLIC SALE. IF YOU NEED AN EXPLANATION OF THE NATURE OF THE PROCEEDING AGAINST YOU, YOU SHOULD CONTACT A LAWYER. T.S.# p14936 **NOTICE OF TRUSTEE'S SALE UNDER DEED OF TRUST** Notice is hereby given that CONSOLIDATED RECONVEYANCE COMPANY, LLC as trustee, or successor trustee, or substituted trustee pursuant to the Deed of Trust executed by VICTOR VILLAR & MAGDALENA VILLAR HUSBAND & WIFE AS JOINT TENANTS and recorded on 02/11/91 as INST # 1991-0064824 of Official Records in the office of the County Recorder of SAN DIEGO County, California and pursuant to the Notice of Default and Election to Sell thereunder recorded on 02/20/97 as INST # 1997-0074659 of said Official Records, will Sell on 07/16/97 at 11:00 A.M. AT THE SOUTH ENTRANCE TO THE COUNTY COURTHOUSE, 220 WEST BROADWAY, SAN DIEGO, CA at public auction, to the highest bidder for cash (payable at the time of sale in lawful money of the United States,) all right, title, and interest, conveyed to and now held by it under said Deed of Trust in the property situated in said County and State and described as follows: AS MORE FULLY DESCRIBED ON SAID DEED OF TRUST APN: 576-611-05-00 TRUSTEE IS SELLING PROPERTY "AS IS, WHERE IS" The street address and other common designation, if any, of the real property described above is purported to be: 1614 WATWOOD ROAD, LEMON GROVE, CA 92045 The undersigned Trustee disclaims any liability for any incorrectness of the street address and other common designation, if any, shown herein. The total amount of the unpaid balance of the obligation secured by the property to be sold and reasonable estimated costs, expenses and advances at the time of the initial publication of the Notice of sale is: $111,959.51 In addition to cash, the Trustee will accept a cashier's check drawn on a state or national bank, a check drawn by a state or federal credit union or a check drawn by a state or federal savings and loan association, savings association or savings bank specified in Section 5102 of the Financial Code and authorized to do business in this state. In the event tender other than cash is accepted, the Trustee may withhold the issuance of the Trustee's Deed until funds become available to the payee or endorsee as a matter of right. Said sale will be made, but without covenant or warranty, express or implied regarding title, possession or encumbrances, to satisfy the indebtedness secured by said Deed, advances thereunder, with interest as provided therein, and the unpaid principal of the note secured by said deed with interest thereon as provided in said Note, fees charges and expenses of the trustee and of the trusts created by said Deed of Trust. Dated **06/20/97 CONSOLIDATED RECONVEYANCE COMPANY, LLC** *24011 Ventura Blvd., Second Floor Calabasas, CA 91302 (818) 876-8430 By: Nancy Vigil Trustee Sale Officer Authorized Signor* LPP 17547 06/26, 07/03, & 07/10/97

FICTITIOUS BUSINESS NAME STATEMENT
Assigned File No 97014790
The Names of the Business:
1. CARGO UNLIMITED
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located at: 7848 Silverton Ave., Suite A in San Diego, CA 92126 is hereby registered by the following owner:
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2361 CHATSWOOD DR
LEMON GROVE, CA 91945
This business is conducted by: an Individual
The transaction of business began on: N/A
Signature of Registrant:
JEFF SEWELL
This statement was filed with Gregory J. Smith the Recorder/ County Clerk of San Diego County on JUN 04 1997
Lemon Grove Review
June 12, 19, 26 & July 3, 1997

FICTITIOUS BUSINESS NAME STATEMENT
Assigned File No 97015600
The Name of the Business:
CHARLIE S BRAKE & ALIGNMENT
located at: 7620 North Avenue in Lemon Grove, CA 91945 is hereby registered by the following owner:
CHARLES THOMAS CARVAJAL
7640 CENTRAL AVENUE
LEMON GROVE, CA 91945
This business is conducted by: an Individual
The transaction of business began on: 6-13-97
Signature of Registrant:
CHARLES THOMAS CARVAJAL
This statement was filed with Gregory J. Smith the Recorder/ County Clerk of San Diego County on JUN 13 1997
Lemon Grove Review
June 19, 26, July 3 & 10, 1997

NOTICE TO BIDDERS

The Grossmont Union High School District will receive bids for purchase of
CANNED BEVERAGES FOR ALL DISTRICT CAFETERIAS
Each bid shall be submitted on a form obtained at the Purchasing Department of said District, located at 1100 Murray Drive, El Cajon, CA 92020-5664 (mailing address: P.O. Box 1043, La Mesa, CA 91944-1043); shall be sealed and filed in said Purchasing Department on or before 2:00 p.m. on
July 14, 1997
and will be publicly opened and read aloud at that time and place.
The contract will be awarded to the lowest responsive, responsible bidder meeting specifications. The Grossmont Union High School District reserves the right to reject any or all bids, to accept or reject any one or more items of a bid or to waive any irregularities or informalities in the bids or in the bidding.
No bidder may withdraw his bid for a period of thirty (30) days after the date set for the opening of bids.
In the event of identical bids, the Governing Board may determine by lot which bid shall be accepted per Public Contract Code 20117.

Nadia Q. Davies
Clerk of the Governing Board
Grossmont Union High School District

BID #2696

Lemon Grove Review
June 26 & July 3, 1997

NOTICE TO BIDDERS

The Grossmont Union High School District will receive bids for purchase of
SNACKS AND CHIPS FOR ALL DISTRICT CAFETERIAS
Each bid shall be submitted on a form obtained at the Purchasing Department of said District, located at 1100 Murray Drive, El Cajon, CA 92020-5664 (mailing address: P.O. Box 1043, La Mesa, CA 91944-1043); shall be sealed and filed in said Purchasing Department on or before 10:00 a.m. on
JULY 14, 1997
and will be publicly opened and read aloud at that time and place.
The contract will be awarded to the lowest responsive, responsible bidder meeting specifications. The Grossmont Union High School District reserves the right to reject any or all bids, to accept or reject any one or more items of a bid or to waive any irregularities or informalities in the bids or in the bidding.
No bidder may withdraw his bid for a period of thirty (30) days after the date set for the opening of bids.
In the event of identical bids, the Governing Board may determine by lot which bid shall be accepted per Public Contract Code 20117.

Nadia Q. Davies
Clerk of the Governing Board
Grossmont Union High School District

Bid #2697

Lemon Grove Review
June 26 & July 3, 1997

NOTICE OF A PUBLIC HEARING

NOTICE IS HEREBY GIVEN THAT the Lemon Grove City Council will hold a public hearing on July 15, 1997, at 6:00 p.m. in the Lemon Grove Community Center at 3146 School Lane, Lemon Grove.
SUBJECT:
General Plan Amendment GPA97-01 and Zone Reclassification ZA97-03 to consider changing the Retail Commercial land use designation within the Special Treatment Area III (Regional Commercial) Overlay of the Lemon Grove General Plan to the General Business land use designation, and the reclassification of the properties within this area from he General Commercial (GC) Zone to the Heavy Commercial (HC) Zone.
LOCATION:
Bounded on the south by Broadway, on the north by North Avenue, on the east by West Street, and on the west by Massachusetts Avenue in the City of Lemon Grove. At said hearing, any interested person may appear and be heard. Questions regarding this hearing may be addressed to Robert W. Larkins in the Community Development Department at 3232 Main Street, Lemon Grove, CA 91945-1797 and at (619) 464-6934 on weekdays between the hours of 8:00 A.M. and 9:30 A.M. and 3:30 P.M. and 5:30 P.M. City Hall will be closed on July 4, 1997 and July 11, 1997.

CHRISTINE TAUB
FINANCE DIRECTOR/CITY CLERK

In compliance with the Americans with Disabilities Act (ADA), the City will provide special accommodations for persons who require assistance to access, attend and/or participate in meetings of the City Council. If you require such assistance, please contact the City Clerk at (619) 464-6934 at least five days prior to the scheduled meeting.

Lemon Grove Review
July 3, 1997

CITY OF LEMON GROVE COMMUNITY DEVELOPMENT DEPARTMENT NOTICE OF PUBLIC HEARING AND NOTICE OF FILING OF A NEGATIVE DECLARATION FOR A PROPOSED DEVELOPMENT CODE AMENDMENT
NOTICE IS HEREBY GIVEN THAT the Planning Commission of the City of Lemon Grove will hold a public hearing on Monday, July 28, 1997 at 7:30 p.m. in the Lemon Grove Community Center, 3146 School Lane, Lemon Grove.
SUBJECT: Hearing-Development Code Amendment ZA97-04 to consider an amendment to Section 18.27.060A(17) (Minimum Condition of Approval) of Chapter 18.27 (Alcoholic Beverage Sales) of the Lemon Grove Development Code to clearly indicate that food and drug stores with the incidental sale of alcoholic beverages as defined in Section 18.27.030(B) are not required to maintain a minimum separation of 500 feet from any other business required to have a conditional use permit for the sale of alcoholic beverages.
LOCATION: Within the City of Lemon Grove.
At said hearing, any interested person may appear and be heard.
A Draft Negative Declaration of Environmental Impact has been filed by the City of Lemon Grove for this project. The Initial Study which has been prepared for this project is available for public review in the Office of the Community Development Department, 3232 Main Street, Lemon Grove, California 91945.
Written comments regarding the adequacy of this Negative Declaration must be submitted to the City of Lemon Grove Community Development Department, 3232 Main Street, Lemon Grove, California within twenty-one (21) days of the date of this Notice.
Questions regarding this hearing may be addressed to Robert W. Larkins at 3232 Main Street, Lemon Grove, CA 91945-1797 and at (619) 464-6934 on weekdays between the hours of 8:00 A.M. and 5:30 P.M. City Hall is closed every other Friday.
JAMES R. BUTLER
COMMUNITY DEVELOPMENT DIRECTOR
IN COMPLIANCE WITH THE AMERICANS WITH DISABILITIES ACT (ADA), THE CITY WILL PROVIDE SPECIAL ACCOMMODATIONS FOR PERSONS WHO REQUIRE ASSISTANCE TO ACCESS, ATTEND AND/OR PARTICIPATE IN MEETINGS OF THE PLANNING COMMISSION. IF YOU REQUIRE SUCH ASSISTANCE, PLEASE CONTACT THE COMMUNITY DEVELOPMENT DEPARTMENT AT (619) 464-6934 AT LEAST FIVE DAYS PRIOR TO THE SCHEDULED MEETING.

Lemon Grove Review
July 3, 1997

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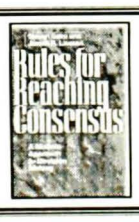

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BBB warns of new area code scams

Because there's so many new area codes today, you should be cautious about returning messages to a phone number with an area code that's unfamiliar to you, according to the Better Business Bureau (BBB) of San Diego and Imperial Counties.

"While many consumers understand that an 800 or 888 prefix typically means a toll-free call, and a 900 or 976 telephone number offering information or entertainment programs carry a flat rate or per-minute charge, it's not so clear with many new area codes," said Gerry Wilson, local BBB president.

Recently it was learned that con artists outside the U.S. in the British Virgin Islands are using a pay-per-call 809 area code in several different ways. The 809 prefix covers more than 20 Caribbean Islands, colonies and territories and does not require the caller to dial an international access code.

One version of the scam involves E-mail sent with a subject line of "Alert" or "Unpaid Account." The message usually gives the recipient 24 hours to "settle the outstanding account" or you're threatened with legal proceedings. To avoid court costs, the recipient is asked to call a phone number with an 809 area code.

Another version is a phone or pager scam. You receive a message on your answering machine or pager which asks you to call a number beginning with the 809 area code. The sender makes it sound like an emergency, such as a family member is ill, someone has been arrested or you've won a wonderful prize.

If you call the 809 number, the person who's answering the phone may pretend not to understand, or you'll just get a long, rambling recorded message that never connects to a real person. It's an attempt to keep you on the line as long as possible to increase the charges of as much as $25 per minute.

"When you receive your phone bill, you could be charged more than $100," Wilson said. "These schemes are attempts by con artists to line their pockets by tricking unsuspecting people into dialing a recorded message that has no real value.

"For victims, there is little, if any, recourse because the offshore calls originate outside the U.S. If you are asked to call a number with an area code you don't recognize, either investigate further or simply disregard the message," Wilson said.

Wilson added that consumers across the country have reported similar scams involving other area codes, including 242, 246, 268, 284, 345, 441, 473, 664, 670, 758, 767, 784, 787, 868, 869 and 876, as well as 809.

Now celebrating its 75th anniversary in San Diego County, the BBB promotes fair and ethical business standards that protect the marketplace to the benefit of the consumer and businessperson.

The Bureau, a non-profit organization supported by more than 2,800 local member businesses, provides the largest free service of its kind to San Diego consumers. To obtain free information on local companies along with a list of BBB member companies in a particular type of industry, phone the Bureau's free 24-hour Consumer Helpline at (619) 496-2131.

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